

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CARLOS MERCED

Plaintiff,

v.

GEMSTAR GROUP, INC. ,  
ET AL.

Defendants.

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CIVIL ACTION NO. 10-3054

**ORDER**

AND NOW, this \_\_\_\_\_ day of November, 2011, upon consideration of Defendants' Margraf, S.P.A., Margraf Tiles, S.R.L., and Linea Marmo, S.P.A ("Margraf Defendants", collectively) Motions to Dismiss (Docs. 30, 31, 32), Defendant Gemstar Canada Inc.'s Response (Doc. 37), Defendant Zim Integrated Shipping Services, Ltd.'s Response (Doc. 38), Plaintiff's Response (Doc. 39), Defendants' SDS Global Logistics, Inc. and Security Delivery Service, Inc. Response (Doc. 44), and the Margraf Defendants' Reply (Doc. 50), **IT IS HEREBY ORDERED and DECREED** that the Margraf Defendants' Motions to Dismiss are **DENIED**.<sup>1</sup>

**BY THE COURT:**

/s/ Petrese B. Tucker

**Hon. Petrese B. Tucker, U.S.D.J.**

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<sup>1</sup> This order accompanies the Court's memorandum, dated November \_\_, 2011.